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Paper No. 13

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MAR 26 2004

In re Application of :
Blair, et al. :
Application No. 09/848,437 :
Filed: May 4, 2001 :
Attorney Docket No. 1531.015000H :

OFFICE OF PETITIONS

ON PETITION

This is a decision on the petition under 37 CFR 1.137(a), filed March 8, 2004 (Certificate of Mailing dated March 5, 2004), which is being treated as a petition under 37 CFR 1.181 to withdraw the holding of abandonment.

The petition is **GRANTED**.

The above-identified application was held abandoned for failure to timely reply to the non-final Office action mailed June 25, 2003. This Notice set a shortened statutory period for reply of three months. No extensions of time under the provisions of 37 CFR 1.136(a) were obtained. No reply having been received, the above-identified application became abandoned on September 26, 2002. A Notice of Abandonment was mailed on January 28, 2004. The Notice of Abandonment indicated that no reply had been received.

Applicants contend that despite filing a change of correspondence address, the change was not entered and the non-final Office action was mailed to the wrong address. A review of the application file indicates that applicants did file a change of correspondence address on August 13, 2002.

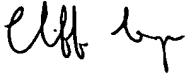
In view thereof, **the holding of abandonment is withdrawn.**

Given the basis for granting this decision, the petition fee has been refunded to Deposit Account No. 50-0427.

Future correspondence concerning this application will be forwarded to the above address of record..

The application file is being forwarded to Group Art Unit 2177 for consideration of the amendment filed March 8, 2004.

Telephone inquiries concerning this decision should be directed to the undersigned at (703) 305-0272.

A handwritten signature in cursive script, appearing to read "Cliff Congo".

Cliff Congo
Petitions Attorney
Office of Petitions